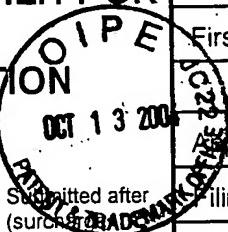


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# DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)



Declaration Submitted with Initial Filing

Declaration Submitted after Initial Filing (surcharge required)  
(37 CFR 1.16(e))

Attorney Docket Number	2562.SMII.NP	
First Named Inventor	Steel et al.	
<b>COMPLETE IF KNOWN</b>		
Application Number	10/769,551	
Filing Date	January 30, 2004	
Art Unit	3742	
Examiner Name		

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**OUT-OF-POSITION FRICTION STIR WELDING OF HIGH MELTING TEMPERATURE ALLOYS**

*(Title of the Invention)*

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) 01/30/2004 as United States Application Number or PCT International

Application Number 10/769,551 and was amended on (MM/DD/YYYY)  (If applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

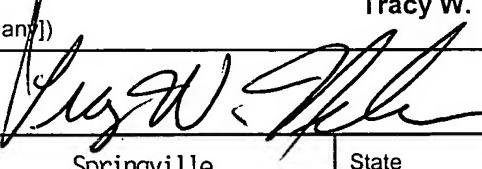
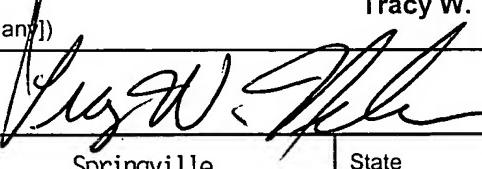
As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Julie K. Morrisey	Reg. No. 33,263	David W. O'Bryant	Reg. No. 39,793	Frank W. Compagni	Reg. No. 40,567
Paul C. Oestreich	Reg. No. 44,983				

## DECLARATION -- Utility or Design Patent Application

Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number:		<b>26986</b>		OR <input type="checkbox"/> Correspondence address below		
Name	<b>MORRISS O'BRYANT COMPAGNI, P.C.</b>					
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City	SALT LAKE CITY	State	UTAH	ZIP	<b>84101</b>	
Country	USA	Telephone	(801) 478-0071			Fax (801) 478-0076

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>NAME OF SOLE OR FIRST INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])		Russell		Family Name or Surname		Steel
Inventor's Signature						9-17-04 Date
Residence: City	Salem	State	Utah	Country	United States	Citizenship United States
Mailing Address <b>667 South 420 East</b>						
City	Salem	State	Utah	Zip	84653	Country United States
<b>NAME OF SECOND INVENTOR:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor				
Given Name (first and middle [if any])		Tracy W. 		Family Name or Surname		Nelson
Inventor's Signature						Date 20 Sept 2004
Residence: City	Springville	State	Utah	Country	United States	Citizenship United States
Mailing Address <b>997 Valley Sage Drive</b>						
City	Springville	State	Utah	Zip	84663	Country United States

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

**DECLARATION****ADDITIONAL INVENTOR(S)**  
**Supplemental Sheet**

Name of Additional Joint Inventor, if any:

 A petition has been filed for this unsigned inventor

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Family Name or Surname

Carl D.

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Sorenson UDS

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Inventor's Signature

Date 10/4/04

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 A petition has been filed for this unsigned inventor

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Date

Residence: City

State

Country

Citizenship

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Mailing Address

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State

ZIP

Country